

THE HONORABLE THOMAS S. ZILLY
NOTED FOR SEPTEMBER 14, 2001

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AUG 30 2001

CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON, AT SEATTLE

TOM O'BRIEN and GUARDIANSHIP
SERVICES OF Seattle, Guardian ad Litem for
DANIEL L. TOPHAM, D.D.S., an incapacitated
person,

Plaintiff,

v.

BAYER CORPORATION, a foreign corporation;
SURVIVAL TECHNOLOGY, INC., a foreign
corporation; MERIDIAN MEDICAL
TECHNOLOGIES, INC., a foreign corporation;
EM INDUSTRIES, INC., a foreign corporation,
CENTER LABORATORIES, a Division of EM
Industries, Inc., a foreign corporation,

Defendants.

NO. C00-813Z

MEMORANDUM IN SUPPORT OF
PLAINTIFF'S MOTION FOR PARTIAL
SUMMARY JUDGMENT ON LIABILITY

(FILED UNDER SEAL)



CV 00-00813 #00000090

MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION FOR
PARTIAL SUMMARY JUDGMENT ON LIABILITY - 1

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